

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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PATRICIA CUMMINGS,	:	
	:	
<i>Plaintiff,</i>	:	Case No. 1:19-cv-07723-CM
	:	
– against –	:	
	:	
THE CITY OF NEW YORK; NEW YORK CITY	:	
DEPARTMENT OF EDUCATION; GIULIA COX;	:	NOTICE OF MOTION
COURTNEY WARE; BEN CHAPMAN; NEW YORK	:	
DAILY NEWS; DR. ANDRE PERRY; THE	:	
HECHINGER REPORT a/k/a HECHINGER INSTITUTE	:	
ON EDUCATION AND THE MEDIA; LENARD LARRY	:	
McKELVEY a/k/a CHARLAMAGNE THA GOD;	:	
WWPR-FM (105.1 MHZ); iHEARTMEDIA; CLEAR	:	
CHANNEL COMMUNICATIONS, INC.; NEW YORK	:	
STATE SENATOR, KEVIN S. PARKER; COALITION	:	
OF EDUCATIONAL JUSTICE; ANGEL MARTINEZ;	:	
NATASHA CAPERS; PHILIP SCOTT; ADVISE MEDIA	:	
NETWORK n/k/a AFRICAN DIASPORA NEWS	:	
CHANNEL, and “JOHN DOE AND JANE DOE # 1-100”	:	
said names being fictitious, it being the intent of Plaintiff to	:	
designate any and all individuals, officers, members,	:	
agents, servants, and/or employees of the aforementioned	:	
agencies owing a duty of care to Plaintiff, individually and	:	
jointly and severally,	:	
	:	
<i>Defendants.</i>	:	
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PLEASE TAKE NOTICE that, upon the accompanying Declaration of Michael J. Grygiel, the accompanying memorandum of law, and all prior pleadings and proceedings had herein, the undersigned, on behalf of Defendant Lenard Larry McKelvey a/k/a Charlamagne tha God, shall move this Court before the Honorable Collen McMahon at the United States District Court for the Southern District of New York, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, for an Order dismissing Plaintiff’s Amended

Complaint in its entirety with prejudice pursuant to Fed. R. Civ. P. 12(b)(6), and for such other and further relief as this Court deems just and proper.

Dated: June 24, 2020

GREENBERG TRAURIG, LLP

By: /s/ Michael J. Grygiel

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